

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

GARY MCMULLEN, Individually and on)	Case No.: 1:19-cv-00825-AMD-VMS
Behalf of All Others Similarly Situated,)	
)	
Plaintiff,)	
)	
v.)	
)	
TROY HAMILTON, GARY S. JACOB, and)	
GARY G. GEMIGNANI,)	
)	
Defendants.)	
)	
)	
)	
)	
DAVID WEBER, Individually and on)	Case No.: 1:19-cv-01352-PKC-RML
Behalf of All Others Similarly Situated,)	
)	
Plaintiff,)	
)	
v.)	
)	
TROY HAMILTON, GARY S. JACOB, and)	
GARY G. GEMIGNANI,)	
)	
Defendants.)	
)	
)	
)	
)	

**NOTICE OF MOTION OF MOVANT THE MCMULLEN GROUP FOR
CONSOLIDATION OF RELATED ACTIONS, APPOINTMENT
AS LEAD PLAINTIFF AND APPROVAL OF SELECTION OF LEAD COUNSEL**

TO: ALL PARTIES AND THEIR COUNSEL OF RECORD

NOTICE IS HEREBY GIVEN THAT Proposed Lead Plaintiffs Gary McMullen and his corporate account, Numbered Account 2514901 Ontario, Inc., (the “McMullen Group”) respectfully move this Court for an order: (1) consolidating the above-captioned actions and related filings under the first-filed action; (2) consolidating all later-filed or transferred related class actions arising out of the same operative facts and alleging substantially similar causes of actions with the consolidated action; (3) appointing the McMullen Group as Lead Plaintiff in the consolidated action pursuant to the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3)(B), as amended by the Private Securities Litigation Reform Act of 1995; (4) approving the McMullen Group’s selection of Wolf Haldenstein Adler Freeman & Herz LLP to serve as Lead Counsel to the Class in the consolidated action; and (5) granting such other and further relief as the Court may deem just and proper.

This Motion is supported by the accompanying Memorandum of Law; the accompanying declaration of Matthew M. Guiney and the exhibits attached thereto; the pleadings herein; and any such other written and/or oral argument, as may be presented to the Court.

Dated: April 12, 2019

**WOLF HALDENSTEIN
ADLER FREEMAN & HERZ LLP**

/s/ Matthew M. Guiney
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Proposed Lead Counsel for the Class*